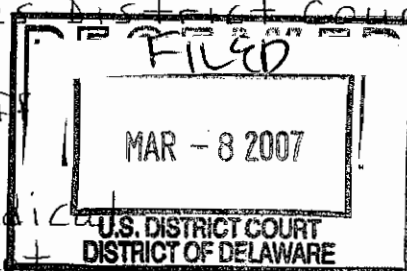


In the United States District Court of Delaware

Harry Samuel  
Plaintiff

v.

First Correctional Medical  
Defendant

Civ. No. 05-037-SLR

BD scanned

Plaintiff Second Motion to Compel additional Discovery  
Directed to First Correctional Medical.

Plaintiff First Discover request Plaintiff requested From FCM to state the Dates with all names, titles and duty of all FCM Staff (individual involvement) that responded to, examined, Treated, filled Plaintiff tooth. To the extent of the matter in dispute. (Plaintiff Discovery request number 5).

In regard to the District Court order stating all other Discovery requests shall be served and filed on or before January 16, 2007. The Plaintiff before 1-16-2007 requested additional Discovery From FCM Discovery request number 21 which request state the name, Title and duty of the FCM, Staff member and or Person Responsible for the FCM Regulations and Policy insofar as they ensure that Filling Plaintiff tooth is done in a timely manor. Exhibit 2. It has been over 30 days and FCM, has not responded to Plaintiff request number 21.

1. Plaintiff request the Dates with all names, Title and duty of all FCM Staff/Person that had Personal involvement in responding to, examined, Treated, Filled Plaintiff tooth in regard to the matter and time frame in dispute.
2. Plaintiff request the name(s), Title and duty of FCM Staff/ and Person who is individually responsible and had Personal involvement for and in Delaying Plaintiff Dental Treatment/ filling for 8 to 9 months in regard to the matter and time frame in dispute September 3, 2004 to June 30, 2005. Exhibit 2 at number 21 as to done in a timely manor.

Plaintiff request now in addition to number 1 and 2 above number 3 herewithin. Plaintiff request the reason why FCM Delayed filling Plaintiff tooth for a 8 to 9 month Delay.

Conclusion

Plaintiff moves the District Court to Compel Plaintiff Discovery request

Date 3-6-2007

Respectfully Submitted  
Harry L. Samuel, pro se

TO: Dana Spring Monzo

First Correctional Medical  
DefendantsFrom: Harry Samuel  
PlaintiffU.S. District Court  
order 15th day of  
November RE: Discovery  
Civ. NO. 05-037-SLRAdditional Discovery Request for FCM

Pursuant to rule 33 and 34, Fed. R. Civ. P., the Plaintiff submits the following interrogatories and request for documents to the defendants. You are directed to answer each of the interrogatories in writing under oath, and produce each of the requested documents for inspection and copying within 30 days of service. This discovery was mailed to your office on  
All discovery requests shall be served and filed on or before  
January 16, 2007.

17. Any and all of the Delaware Correctional Center and First Correctional Medical Regulations and Policies on handcuffs Mechanical Restraints, insofar as Mechanical restraints handcuffs shall never be used in a way that causes undue physical discomfort, inflicts physical pain or in any way restricts the blood circulation or breathing of an inmate, insofar as the handcuffs pertain to Plaintiff being forced to wear handcuffs in the rear while in the dental chair while Plaintiff was forced to be handcuffed in the rear during Dental Treatment by Correctional officer Rob Young in September, 2004 to September 2005, (10-7-2004).
18. State the name, Title and Duty of the person responsible for the regulations and Policies on Mechanical Restraints in the FCM/ Delaware Correctional Center MHU on 10-7-2004 and (September, 2004 to September 2005), insofar as the restraints pertain to while a inmate is being seated in and sitting in the Dental Chair While handcuffed in the rear during Dental Treatment the handcuffs shall never be used in a way that causes undue physical discomfort, inflicts physical pain or in any way restricts the blood circulation.

Exhibit - 2

19. State the name, Title and Duty of Rob Young's Supervisor on 10-7-2004 (September, 2004 to September, 2005) on the 8 to 4 shift that is responsible for Rob Young's actions. Insofar as they pertain to overseeing Rob Young's use of Mechanical restraints handcuffs on inmates/Plaintiff, in the rear during Dental Treatment, pertaining to restraint handcuff Regulations that ensure that handcuffs are not to be used in a manner to cause undue discomfort or inflict pain while an inmate is seated and getting treatment in the Dental Chair. Produce the Document.
20. Any and all of the Delaware Correctional Center and First Correctional Medical Regulations and Policy on Denying and Delaying filling a Inmate/Plaintiff Tooth. Insofar as the Regulations and Policy pertain to Denial and Delay of filling a Inmate/Plaintiff Tooth shall not be Denied or Delayed in a way that cause a Inmate/Plaintiff undue suffering and Pain. Produce the Document. from 10-7-2004 (9, 2004 to 9, 2005).
21. State the name, Title and Duty of the Delaware Correctional Center staff member and First Correctional Medical staff member and/or Person Responsible for the DCC and FCM Regulations and Policy, Insofar as the staff member or Person oversees the Regulations and Policy in ensuring that filling a Inmate/Plaintiff Tooth is done in a timely manner that do not cause undue suffering and Pain. Produce the Document. from 10-7-2004 (9, 2004 to 9, 2005).
22. State the Reason it took a year to fill Plaintiff's Tooth. From 9, 2004 to 9, 2005 and why FCM never filled Plaintiff Tooth at all.
23. State how many months FCM should fill a Inmate/Plaintiff's Tooth which is an acceptable standard of decency.
- Plaintiff do not seek Personal information. Plaintiff seek Discovery insofar as the Claims in dispute.

Date:

Respectfully Submitted  
Very Truly yours  
Harry L. Samuel, pro se

**Certificate of Service**

I, Harry Samuel, hereby certify that I have served a true  
and correct cop(ies) of the attached: Motion to Compel additional Discovery,  
Plaintiff Response to Defendant FCM upon the following  
motion for Summary Judgment.  
parties/person (s): Oposing Counsel (FCM)

TO: Dana Spring Monzo TO: \_\_\_\_\_  
(McCullough & McKenty PA.) \_\_\_\_\_  
1225 N. King Street, Suite 1100 \_\_\_\_\_  
P.O. Box 397 \_\_\_\_\_  
Wilmington, Delaware \_\_\_\_\_  
(FCM) 19899-0397 \_\_\_\_\_

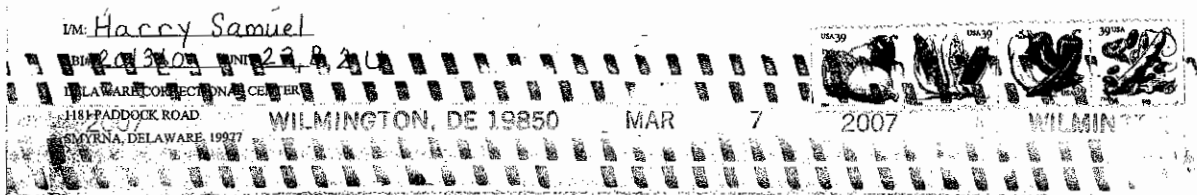
TO: \_\_\_\_\_ TO: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**BY PLACING SAME IN A SEALED ENVELOPE** and depositing same in the United  
States Mail at the Delaware Correctional Center, Smyrna, DE 19977.

On this 6<sup>th</sup> day of March, 2007

Harry L. Samuel, Pro se





U.S. MAIL  
FIRST CLASS

LEGAL MAIL

To, Office of the Clerk  
United States District Court  
844 N. King Street, Lockbox 18  
Wilmington, Delaware  
19801-3570